



4
NBB
7-24-01

Serial No. 09/773,454

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: William W. Cimino Examiner:
Serial No.: 09/773,454 Group Art Unit: 3731
Filed: January 31, 2001 Docket No.: 40206.9-US-U1
Title: ALUMINUM ULTRASONIC SURGICAL APPLICATOR AND METHOD
OF MAKING SUCH AN APPLICATOR AGENTS

CERTIFICATE UNDER 37 CFR 1.10
'Express Mail' mailing label number: EJ798252288US
Date of Deposit: July 14, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service 'Express Mail Post Office To Addressee' service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

By: *Karen S. Wilwerding*
Name: Karen S. Wilwerding

INFORMATION DISCLOSURE STATEMENT (37 C.F.R. §1.97(b))

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted before the mailing date of a first Office Action on-the-merits. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 C.F.R. §1.98(a)(2), a copy of each document or other information listed on the enclosed Form 1449 is provided.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not

RECEIVED
JUL 18 2001
TECHNOLOGY CENTER R3706

represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted this 14th day of July, 2001.

Merchant & Gould, PC



A handwritten signature in cursive script, reading 'Kirstin L. Stoll-DeBell'.

Kirstin L. Stoll-DeBell
Registration No. 43,164
P.O. Box 2903
Minneapolis, MN 55402-0903
Phone: 303-357-1640

Attorneys for Applicants



07-16-01

3731

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: William W. Cimino
Serial No.: 09/773,454
Filed: January 31, 2001
Title: ALUMINUM ULTRASONIC SURGICAL APPLICATOR AND METHOD OF MAKING SUCH AN APPLICATOR AGENTS

Examiner:
Group Art Unit: 3731
Docket: 40206.9-US-U1

CERTIFICATE UNDER 37 CFR 1.10

'Express Mail' mailing label number: EJ798252288US

Date of Deposit: July 14, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service 'Express Mail Post Office To Addressee' service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

By:

Karen S. Wilwerding

Commissioner for Patents
Washington, D.C. 20231

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Information Disclosure Statement, Form 1449, 6 Reference(s)
- ☒ Return postcard

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.
P.O. Box 2903, Minneapolis, MN 55402-0903
303.357.1640



By:

Kirstin L. Stoll-DeBell

Reg. No.: 43,164

KLS

RECEIVED
JUL 18 2001
TECHNOLOGY CENTER R3700